

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

Brent R. Wilcox et al.,

Plaintiffs,

v.

State Farm Fire and Casualty Co.,

Defendant.

Case No. 14-cv-2798 RHK/FLN

ORDER

The above matter came before the Court on the Report and Recommendation of United States Magistrate Judge Franklin L. Noel dated September 6, 2016. Objections have been filed to said Report and Recommendation in the time period permitted. After a de novo review of the Report and Recommendation, of the Objections thereto, and upon all the files, records and proceedings herein,

IT IS ORDERED that

1. The Objections (Doc. No. 85) are **OVERRULED**;
2. The Report and Recommendation (Doc. No. 82) is **ADOPTED**;
3. State Farm's Motion to Dismiss Plaintiffs' Second Amended Complaint (Doc. No. 58) is **DENIED**.
4. State Farm's Motion to Strike Class Allegations (Doc. No. 61) is **GRANTED**.

Dated: November 1, 2016

s/ Richard H. Kyle
RICHARD H. KYLE
United States District Court Judge